

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,

v.

CARLOS SAAVEDRA-VASQUEZ (1),
Defendant.

Criminal No. 08-CR-0302-JLS

ORDER:

**(1) SETTING HEARING AND
BRIEFING SCHEDULE ON
DEFENDANT'S APPEAL OF
MAGISTRATE JUDGE'S ORDER
SETTING DEPOSITION OF
MATERIAL WITNESS; and**

(2) DENYING REQUEST FOR STAY

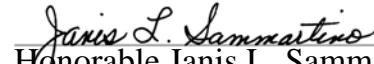
On February 25, 2008, Defendant Carlos Saavedra-Vasquez filed a notice of emergency appeal from Magistrate Judge Lewis' order granting the videotape deposition of Material Witness Nuria Christina Ramirez (Doc. No. 20). In conjunction with his notice of appeal, Defendant also requests that the videotape deposition, currently scheduled to take place on March 12, 2008, be vacated, that the Material Witness be released from custody, and that this matter be stayed pending resolution of the appeal.

The Court finds that sufficient time exists to consider Defendant's appeal prior to the deposition date and therefore will **DENY** Defendant's request for a stay and other relief at this juncture. Defendant's appeal shall come on for hearing before this Court on **Thursday, March 6, 2008 at 3:45 p.m.** Counsel shall simultaneously file any briefs and material for consideration

1 by the Court by **Tuesday, March 4, 2008 at 5:00 p.m.**

2 **IT IS SO ORDERED.**

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4 DATED: February 28, 2008

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7 Honorable Janis L. Sammartino
8 United States District Judge
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